

Jun. 4. 2007 11:11AM

4402567453

RECEIVED
CENTRAL FAX CENTER

No.3015 P. 1

JUN 04 2007

PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages In This Submission

3

Application Number

10/693,850

10/693,850

Filing Date

10/23/2007

First Named Inventor

Steven M. ARNOLD

Art Unit

3748

Examiner Name

William H. RODRIGUEZ

Attorney Docket Number

8181 LEW 17,494.1

ENCLOSURES

(Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☒

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐ Landscape Table on CD

Remarks

☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

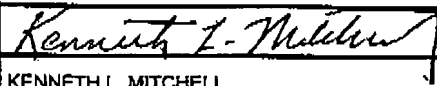
☐Other Enclosure(s) (please identify
below):

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Kenneth L. Mitchell (Woodling, Krost and Rust)

Signature



Printed name

KENNETH L. MITCHELL

Date

June 4, 2007

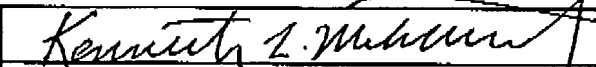
Reg. No.

36,873

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature



Typed or printed name

Kenneth L. MITCHELL

Date

June 4, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Jun. 4. 2007 11:11AM

4402567453

RECEIVED
CENTRAL FAX CENTER

No. 3015 P. 2

JUN 04 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Steven M. ARNOLD et al

Serial No: 10/693,850

Filed: October 23, 2003

For: VARIABLE AREA NOZZLE

Examiner: William H. RODRIGUEZ

Art Unit: 3746

Docket: 8181 LEW 17,494-1

Date: June 4, 2007

Woodling, Krost and Rust (Customer Number 67886)
9213 Chillicothe Road
Kirtland, Ohio 44094

COMMISSIONER OF PATENTS
P. O. BOX 1450
Alexandria, Virginia 22313-1450

Response to Restriction Requirement

Dear Sir:

This is in response to the Office Action dated May 3, 2007.

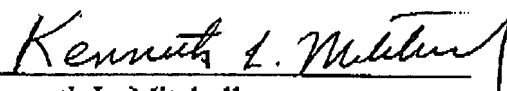
Applicant wishes to provisionally elect Species IV. Claims 34-74, drawn to the species of a variable area nozzle comprising a concentric support and convexly contoured vanes.

Applicant requests that the Primary Examiner rejoin claims 1-33 and 75-93 after the search has been made.

No fee is being submitted as it is believed no fee is required at this time. If there are any additional charges, or any overpayment, in connection with the filing of the amendment, the Commissioner is hereby authorized to charge any such deficiency, or credit any such overpayment, to Deposit Account 23-3060.

Respectfully submitted,

WOODLING, KROST & RUST


Kenneth L. Mitchell

Cust No. 67886

Ohio Bar Reg. No. 31587

Florida Bar Reg. No. 382531

Patent Attorney, Reg. No. 36,873

Registered Professional Engineer, Reg. No. 54455

Karl V. Kurple

Reg. No. 57,440

Woodling, Krost and Rust

9213 Chillicothe Road

Kirtland, Ohio 44094

phone nos. 866-241-4150 (toll free), 440-256-4150;

fax nos. 866-241-4043 (toll free), 440-256-7453;

clevepat@sbcglobal.net

8181-Election-6-4-07.wpd